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16198

PATENT

2801-0136P

TECH CENTER 1600/2900

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Ignatius Loy BATTI TO Conf.: Unknown  
 Appl. No.: 09/506,838 Group: 1619  
 Filed: February 18, 2000 Examiner: R. HAWAII  
 For: METERED DOSE INHALER FOR BECLOMETHASONE  
 DIPROPIONATE



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TERMINAL DISCLAIMER TRANSMITTAL

Assistant Commissioner for Patents  
Washington, DC 20231

March 7, 2001

Sir:

Attached hereto is an executed Terminal Disclaimer in connection with the above-identified application.

The appropriate fee of \$110.00 is also attached hereto.

Please charge any fees or credit any overpayment pursuant to 37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By \_\_\_\_\_

*Gerald M. Murphy, Jr.* #32,868  
for Gerald M. Murphy, Jr., #28,977

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GMM/MWM/jeb  
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(Rev. 01/22/01)

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Applicant: Ignatius Loy BRITTO Conf.: Unknown

Appl. No.: 09/506,838 Group: 1619

Filed: February 18, 2000 Examiner: R. BAWA

For: METERED DOSE INHALER FOR BECLOMETHASONE  
DIPROPIONATE

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N.C.

HAD

6-29-01

TERMINAL DISCLAIMER

Honorable Commissioner for Patents  
Washington, DC 20231

March 7, 2001

Sir:

Glaxo Wellcome Inc., (hereinafter "the Assignee")

- residing at ,  
 a corporation of North Carolina having a principal place of business at Five Moore Drive Research Triangle Park, North Carolina 27709, USA,  
 a university having an address of ,

represents that it is the true owner of the entire interest of U.S. patent Application No. 09/506,838, filed on February 18, 2000, for "METERED DOSE INHALER FOR BECLOMETHASONE DIPROPIONATE," (hereinafter "above-identified application") by virtue of and as evidenced by an Assignment recorded at the United States Patent and Trademark Office at Reel 8968, Frame(s) 0773.

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as

presently shortened by any terminal disclaimer of U.S. Patents 6,131,566 and 6,143,277, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patents 6,131,566 and 6,143,277 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patents 6,131,566 and 6,143,277 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.

Appl. No. 09/506,838

Please charge any fees or credit any overpayment pursuant to  
37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: March 7, 2001

By   
for Gerald M. Murphy, Jr., #28,977

  
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(Rev. 01/22/01)